

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF IDAHO

In the Matter of:

CLYDE V. HALE,  
  
Debtor.

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Case No. 99-42056-13

**APPLICATION TO EMPLOY  
AUCTIONEER**

**COMES NOW** L.D. Fitzgerald, Trustee, and hereby represents and applies to the Court as follows:

1. That your Applicant is the duly appointed and acting Trustee in Bankruptcy of the bankruptcy estate of the above-named Debtors in proceedings pending under Chapter 7 of the Bankruptcy Code in this Court.
2. That as Trustee, your Applicant has in his possession and under his control certain miscellaneous items of tangible personal property which are property of the bankruptcy estate.
3. That your Applicant desires to liquidate and dispose of said property of the estate at a public auction, and retain a professional auctioneer to act as official auctioneer for the estate as to said sale.
4. That your Applicant, after investigation and research, has determined it would be in the best interest of the estate to contract with Prime Time Auctions, Inc., 3330 Highway 30 West, Pocatello, Idaho 83201, to act as official auctioneer as to said sale. That

attached hereto and incorporated herein is a true and accurate copy of the proposed Auction Agreement executed by the proposed Multi-Proceeding Auctioneer and Trustee.

5. That in addition, said proposed Multi-Proceeding Auction Agreement sets forth specifically therein various details and effects concerning the conduct of sale as proposed, which Trustee represents to the Court constitute the most reasonable manner to conduct said sale and is in the best interest of the creditors of this estate.

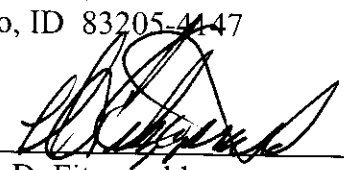
6. That to the best of Applicant's knowledge, information and belief, the proposed Auctioneer holds no interest adverse or in conflict with the interest of the Trustee, the bankruptcy estate, or the creditors thereof and that he is in fact qualified and competent to conduct said sale on behalf of said estate.

**WHEREFORE**, Applicant prays for an order of this Court approving the employment of said Prime Time Auctions, as official Auctioneer of the bankruptcy estate for the purpose of conducting said sale subject to the terms and conditions set forth in the attached Multi-Proceeding Auction Agreement, and for such other and further relief as to the Court seems just and proper in the premises.

**DATED** this 20 day of June, 2000.

L.D. FITZGERALD, TRUSTEE  
845 W. Center, Door E  
Pocatello, ID 83205-4447

By: \_\_\_\_\_

  
L.D. Fitzgerald

## CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing document was mailed to the following person(s) by first class ordinary mail, postage prepaid, on the 20 day of June, 2000.

U.S. Trustee  
P.O. Box 110  
Boise, ID 83701-0110

  
\_\_\_\_\_  
L.D. Fitzgerald